

**IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF VIRGINIA  
Roanoke Division**

**BURRELL A. McGHEE,**

**Plaintiff**

**v.**

**Case No. 7:13-CV-00123**

**UNITED STATES OF AMERICA, *et. al.*,**

**Defendants.**

**MOTION FOR VOLUNTARY DISMISSAL AS TO DEFENDANTS JAMES MOITOZA,  
M.D. AND LOCUMTENENS.COM, LLC**

COMES NOW the Plaintiff, through counsel, and requests this Court to enter the Agreed Dismissal Order attached hereto as Exhibit A, dismissing the Plaintiff's claims against Defendants James Moitoza, M.D. and LocumTenens.com, LLC with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2) as this matter has now been resolved as to these two defendants. As evidenced by their signatures on the draft order, counsel for all parties in this matter have conferred and have agreed upon the language of the same.

Respectfully submitted,

BURRELL A. McGHEE

By: /s/ Carrol M. Ching  
Counsel

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 12<sup>th</sup> day of November, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to:

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/s/ Carrol M. Ching